

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.
1961/US

In Re Application Of:

JUN 17 2004

Serial No.
10/006,102

Filing Date
December 3, 2001

Examiner
Ware, Deborah K.

Group Art Unit

1761 1651

Invention:

PROBIOTIC FORMULATION AND METHOD FOR REDUCTION OF PATHOGENIC BACTERIA

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TO THE COMMISSIONER FOR PATENTS:

TC 1700

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of December 17, 2003 in the above-identified application.
Date

The requested extension is as follows (check time period desired):

One month Two months Three months Four months Five months

from: March 17, 2004 until: June 17, 2004
Date *Date*

A verified statement of small entity status as a small entity under 37 CFR 1.27:

- is enclosed.
 has already been filed in this application.

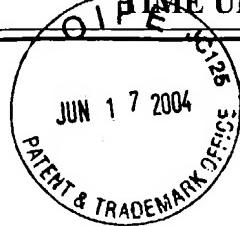
The fee for the amendment and extension of time has been calculated as shown below:

CLAIMS AS AMENDED

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	43 -	43 =	0	x \$9.00	\$0.00
INDEP. CLAIMS	7 -	7 =	0	x \$43.00	\$0.00
FEE FOR AMENDMENT					\$0.00
FEE FOR EXTENSION OF TIME					\$475.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$475.00

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The fee for the amendment and extension of time is to be paid as follows:

- A check in the amount of \$475.00 for the amendment and extension of time is enclosed.
- Please charge Deposit Account No. 04-1415 in the amount of \$475.00
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No.
 - Any additional filing fees required under 37 C.F.R. 1.16.
 - Any patent application processing fees under 37 CFR 1.17.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 04-1415

[Handwritten signature of Paul J. Prendergast]
Signature

Dated: June 17, 2004

Paul J. Prendergast, Registration No. 46,068
Dorsey & Whitney LLP
Republic Plaza Building, Suite 4700
370 Seventeenth Street
Denver, CO 80202-5647
Phone: (303) 629-3400
Fax: (303) 629-3450
USPTO Customer No. 20686

I certify that this document and fee is being deposited on [redacted] with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

[Handwritten signature of Paul J. Prendergast]
Signature of Person Mailing Correspondence

[Handwritten signature of Paul J. Prendergast]
Typed or Printed Name of Person Mailing Correspondence

CC: